

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EDUARDO GONZALEZ, ANTHONY
OCAMPO, ENCARNACION
GUTIERREZ, JOHAN MONTOYA,
JUANCARLOS GOMEZ-MONTEJANO,
JENNIFER LU, AUSTIN CHU, IVY
NGUYEN, ANGELINE WU, ERIC
FIGHT, CARLA GRUBB, DAVID
CULPEPPER, PATRICE DOUGLASS and
ROBAIR SHERROD on behalf of
themselves and all others similarly situated,

Plaintiffs,

vs.

ABERCROMBIE & FITCH STORES,
INC., A&F CALIFORNIA, LLC and A&F
OHIO, INC.,

Defendants.

ELIZABETH WEST and JENNIFER LU,
Plaintiffs,

vs.

ABERCROMBIE & FITCH STORES,
INC., A&F CALIFORNIA, LLC, A&F
OHIO, INC., and ABERCROMBIE &
FITCH MANAGEMENT CO.,

Defendants.

EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,

Plaintiffs,

Case No. C03-2817 SI, 04-4730 and 04-4731

**ORDER DIRECTING DEFENDANTS TO
FILE UNDER SEAL THE COURT-
APPOINTED MONITOR'S ANNUAL
COMPLIANCE REPORTS AND TO FILE
EXECUTIVE SUMMARIES IN THE
PUBLIC RECORD**

Dept.: Courtroom 10, 19th Floor
Judge: Hon. Susan Illston

1 vs.

2 ABERCROMBIE & FITCH STORES,
3 INC., A&F CALIFORNIA, LLC, A&F
4 OHIO, INC., and ABERCROMBIE &
FITCH MANAGEMENT CO.,


5 Defendants.

6 The Court, having advised the parties of its desire to review the Court-appointed
7 Monitor's Second Annual Compliance Report and subsequent Annual Compliance Reports
8 ("Reports") and the Executive Summary of the Court-appointed Monitor's Second Annual
9 Compliance Report and subsequent Executive Summaries ("Executive Summaries"), having
10 reviewed Defendants' Motion for Order Directing Court-Appointed Monitor's Annual
11 Compliance Reports and Executive Summaries Thereof to be Filed Under Seal and all written
12 opposition thereto, and having determined that the Reports will be received and reviewed by the
13 Court under seal subject to any party requesting to have the seal lifted for good cause shown, and
14 having determined that the Executive Summaries will be received and reviewed by the Court and
15 not be filed under seal,

16 IT IS HEREBY ORDERED that Defendants file the Monitor's Annual Compliance
17 Reports under seal until further Order of the Court and without prejudice to any party filing a
18 request to have the seal lifted for good cause shown. It is also hereby Ordered that Defendants
19 file the Monitor's Executive Summaries in the public record, and not under seal. Said filings
20 shall be made no later than ten days prior to the annual Status Conference with the Court. In
21 keeping with this decision, the Court-Appointed Monitor's First Annual Compliance Report,
22 which was previously filed under seal, shall remain under seal. However, Defendants are
23 Ordered to file in the public record the Executive Summary of the Court-Appointed Monitor's
24 First Annual Compliance Report, which was previously filed under seal.

25 IT IS SO ORDERED.

26 9/20/07
27 Date: _____

28 
Honorable Susan Illston
United States District Judge